

BOARD OF TRUSTEES  
EDWIN H. HUMPHREY  
MARY MAKLEY WOLFF  
KENDAL A. TRACY

FISCAL OFFICER  
ERIC C. FERRY

ADMINISTRATOR  
DAVID D. DUCKWORTH



## MIAMI TOWNSHIP

6101 MEIJER DRIVE -- MIAMI TOWNSHIP, OH 45150-2189

ADMINISTRATION  
248-3725  
248-3730 (FAX)  
COMMUNITY DEVELOPMENT  
248-3731  
SERVICE DEPARTMENT  
248-3728  
POLICE DEPARTMENT  
248-3721  
FIRE / EMS  
248-3700  
PARKS / RECREATION  
248-3727

### RESOLUTION 2007 - 01

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Center on January 16, 2007 with the following members present: Ken Tracy, Mary Makley Wolff and Edwin H. Humphrey.

MRS. WOLFF made a motion to adopt the following Resolution:

#### **RESOLUTION PROVIDING FOR THE PROCUREMENT OF A STREET LIGHTING SYSTEM FOR MILLS OF MIAMI, PHASE 1 DISPENSING WITH THE SECOND READING AND DECLARING AN EMERGENCY**

WHEREAS, the Board of Trustees ("Board") has determined the need for street lighting system for the Lighting District known as **Mills of Miami, Phase 1**; and

WHEREAS, the Board of Trustees has prepared plans and specifications for the needed street lights, has properly requested bids/proposals for the furnishing of such equipment; and

WHEREAS, the Board of Trustees has received a bid/proposal from the Duke Energy and has determined that such bid/proposal should be accepted and that a contract should be entered into with the company.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Chapter 504 and Chapter 515 of the Ohio Revised Code, as follows:

SECTION 1: That the public welfare and safety requires that a street lighting system be established according to the following specifications: Twenty Four (24) 9500 Lumen Metal Halide Gas Light Replica streetlights on aluminum poles and necessary electrical circuitry.

SECTION 2: That the Duke Energy be and is hereby authorized and directed to install and maintain the street lighting system.

SECTION 3: That said contract for the street lighting system as well as the purchase of the electrical energy for said system shall be in accordance with the terms and conditions of the Duke Energy street lighting service tariff, P.U.C.O. No. 17, sheet No. 60.4, or any amendments or revisions thereof.

SECTION 4: That the property in the subdivision will be specially benefited by this lighting district. Accordingly, the costs of the improvement shall be assessed in an equal amount against each benefited lot to be determined by dividing the total cost per semiannual installment by the number of benefited lots. The estimated cost per assessed lot is \$111.83 annually.

SECTION 5: That this Resolution is hereby declared to be an emergency measure pursuant to Section 504.11 of the Ohio Revised Code, necessary for the immediate preservation of the public peace, health, safety, or welfare of Miami Township, in order to provide an artificial lighting system for the streets in Mills of Miami, Phase 1.

SECTION 6: The Board does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code, and authorizes the adoption of this Resolution upon its first reading.

SECTION 7: That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8: This Resolution shall take effect at the earliest period allowed by law.

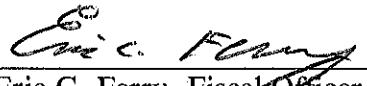
First Reading: January 16, 2007  
Second Reading: Dispensed with  
Effective: January 16, 2007

MRS. WOLFF seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

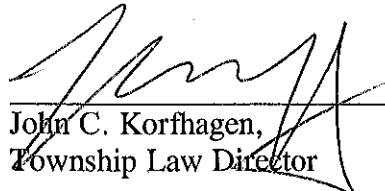
Mrs. Wolff	<u>AYE</u>
Mr. Tracy	<u>AYE</u>
Mr. Humphrey	<u>AYE</u>

Resolution 2007-01 adopted January 16, 2007.

ATTEST:

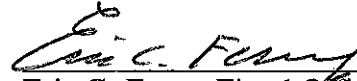
  
Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:

  
John C. Korfhagen,  
Township Law Director

### CERTIFICATION

I hereby certify that at the time of making of this certification the amount required to meet the obligations set forth in this Resolution has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.

  
Eric C. Ferry, Fiscal Officer